UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

In the matter of the application of MINEFINDERS CORPORATION LTD.,

Petitioner,

- against -

ORDER

ELECTRONICALLY FILED

Filed 08/28

USDS SDNY DOCUMENT

08 Civ. 6319 (NRB)

AUSENCO INTERNATIONAL PTY LTD.,

Respondent.

NAOMI REICE BUCHWALD UNITED STATES DISTRICT JUDGE

It having been reported to this Court that this case has been settled, it is

ORDERED that the above-captioned action be, and hereby is, dismissed without costs and without prejudice to restoring the action to this Court's calendar if the application to restore the action is made within 30 days.

DATED:

New York, New York August 28, 2008

> NAOMI REICE BUCHWALD UNITED STATES DISTRICT JUDGE